

Amendments to House Bill No. 615
1st Reading Copy

Requested by Representative Gary MacLaren

For the House Transportation Committee

Prepared by Rachel Weiss
March 25, 2009 (11:58am)

1. Page 1, line 20.

Following: "and"

Strike: "61-6-135"

Insert: "61-6-134"

2. Page 1, line 26 through line 27.

Following: "standards" on line 26

Strike: ", with" through "department" one line 27

3. Page 2, line 1 through line 2.

Following: "personnel," on line 1

Strike: "and" through "department" on line 13

Insert: "county treasurers, and authorized agents under the provisions of 61-3-116"

4. Page 2, line 4.

Following: "(e)" on line 4

Strike: "include" through "department" on line 5

Insert: "receive insurance data file transfers from insurers under specifications and standards set forth in subsection (3) (a) to identify vehicles that are not covered by an insurance policy"

5. Page 2, line 11.

Following: "week,"

Insert: "subject to reasonable allowances for scheduled maintenance or temporary system failures,"

6. Page 2, line 13.

Following: "period"

Insert: "of not less than 6 months"

7. Page 2, line 17.

Following: "coverage for"

Insert: ": (a)"

8. Page 2, line 18.

Following: the first "in this state"

Insert: "; and (b) if available, for a vehicle that is insured by

that company"

Following: the second "in this state"

Insert: "and that is the subject of an accident investigation"

9. Page 2, line 24 through line 25.

Following: the first "vehicle" on line 24

Strike: ", an operator" through "accident" on line 25

10. Page 2, line 25.

Following: "by"

Strike: "or has"

11. Page 2, line 27.

Following: "(2)"

Insert: "(a)"

Strike: "The"

Insert: "Except as provided in subsection (2)(b), the"

12. Page 2, line 30.

Insert: "(b) Subsection (2)(a) does not apply if the vehicle is:

(i) covered under a commercial automobile insurance coverage policy;

(ii) part of a self-insured fleet as provided in 61-6-143;
or

(iii) included in an insurance binder, as allowed by 33-15-411, that has not been entered into the system.

(3) Except upon reasonable cause to believe that a driver has violated another traffic regulation or that the driver's vehicle is unsafe or not equipped as required by law, a peace officer may not use the verification system to stop a driver for operating a motor vehicle in violation of 61-6-301."

13. Page 11, line 1.

Following: "apply:"

Insert: "(1) "Commercial automobile insurance coverage" means any coverage provided to an insured, regardless of number of vehicles or entities covered, under a commercial, garage, or truckers coverage form and rated from a commercial manual or rating rule. Vehicle type and ownership are not the primary factors in underwriting the coverage or rating the coverage. The rating may be subject to individual risk characteristics, including but not limited to experience rating, schedule rating, loss rating, or deductible rating."

Renumber: subsequent subsections

14. Page 11.

Following: line 12

Insert: "(5) "Low-volume insurer" means an insurer that provides motor vehicle liability policies for fewer than 500 vehicles in this state."

15. Page 14, line 17.

Following: the second "department" on line 17

Insert: "that are consistent with specifications and standards of the insurance industry committee on motor vehicle administration and other applicable industry standards"

16. Page 15, line 2 through line 5.

Strike: subsection (e) in its entirety

Renumber: subsequent subsections

17. Page 15, line 6 through line 7.

Following: "periodic" on line 6

Strike: "batch" on line 6 through "noncompliance" on line 7

Insert: "insurance data file transfers from insurers under specifications and standards set forth in [section 1] to identify vehicles that are not covered by an insurance policy and to monitor ongoing compliance"

18. Page 15, line 11.

Strike: subsection (a) in its entirety

Renumber: subsequent subsections

19. Page 15, line 20.

Following: "61-6-301."

Insert: "If the card is issued under a commercial automobile insurance policy or a self-insured fleet, the card must indicate the status as "commercially insured" or "fleet"."

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